

SEP 14 2009

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Gallant, et al.

Serial No.: 10/807,582

Filed: March 23, 2004

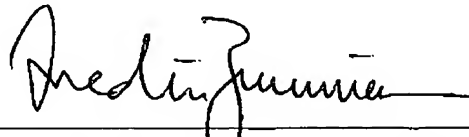
Group Art Unit: 1732

Examiner: Heitbrink, Jill
Lynne

Atty. Docket No.: 96,172

Certificate of Transmission by Facsimile

I hereby certify that this correspondence is being
facsimile transmitted to the United States Patent and
Trademark Office (Fax No. 571-273-8300)
on September 14, 2009



Fredric J. Zimmerman, Reg. No. 48,747

For: A PROCESS FOR MAKING GRADIENT MATERIALS

PETITION TO RE-ENTER PREVIOUSLY FILED AMENDMENT

Mail Stop Petitions (Non-Fee Amendment)
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Madame/Sir:

Applicant timely submitted an After-Final Amendment under 37 C.F.R. Part 1.116, an RCE, a Petition for Extension of Time and a Preliminary Amendment on August 17, 2009. Applicant received an Auto-Reply Facsimile Transmission confirmation of the submitted 26 pages (see attached). Examiner Heitbrink contacted Applicant by phone

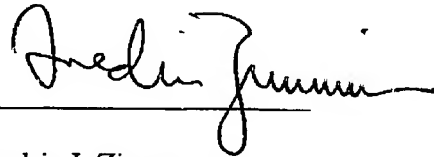
on September 14, 2009, indicating that all documents were located in the electronic file wrapper but for the After-Final Amendment under 37 C.F.R. Part 1.116. Accordingly, Examiner requested that Applicant re-submit the After-Final Amendment along with this letter and a copy of the Auto-Reply Confirmation so prosecution may proceed. Applicant submits that no fee is due at this time.

Should this After-Final Amendment not be re-entered for prosecution, Petitions/the Examiner is requested to contact the undersigned at the local telephone number listed below to discuss any other changes deemed necessary.

Please charge any deficiencies and credit any overpayment to Attorney's Deposit Account Number 50-1114.

Respectfully submitted,

Dated: 14 September 2009



Fredric J. Zimmerman
Registration No. 48, 747

Department of the Navy
Office of Counsel
3824 Strauss Ave., Suite 103
Indian Head, MD 20640-5152

USPTO

8/18/2009 2:35:53 PM

PAGE

2/002

Fax Server

O:Auto-reply fax to 13017444 3 COMPANY:

Auto-Reply Facsimile Transmission

RECEIVED
CENTRAL FAX CENTER

SEP 14 2009



TO:

Fax Sender at 3017444423

Fax Information

Date Received:

8/17/2009 3:20:49 PM [Eastern Daylight Time]


Total Pages:

26 (including cover page)

ADVISORY: This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures set forth in 37 CFR 1.8(a) and (b), 37 CFR 1.6(f). Trademark Applicants, also see the Trademark Manual of Examining Procedure (TMEP) section 306 et seq.

Received
Cover
Page

=====>

08/17/2009 15:22 FAX 3017444423		Command Counsel		0001	
		OFFICE OF THE GENERAL COUNSEL CODE OC JHDIVNSWC 101 STRAUSS AVENUE INDIAN HEAD, MD 20640-5035			
		<h1>FAX</h1>			
Date <u>8/17/2009 15:00:44</u> Number of pages including cover sheet <u>26</u>					
To: Patent and Trademark Office Commissioner of Patents Mail Stop: Pat., Alter- Final Amdt., & RCE			From: Fred Zimmerman JHDIV OFFICE OF COUNSEL Customer No. 24338 Navy Case: 86,172		
Phone _____ Fax Phone <u>1- (571) 273-6300</u> CC: _____			Phone <u>301-744-5803</u> Fax Phone <u>301-744-4423</u>		
REMARKS: <input type="checkbox"/> Urgent <input type="checkbox"/> For your review <input checked="" type="checkbox"/> Reply ASAP <input type="checkbox"/> Please comment					
Enclosed is a Petition for Time Extension, RCE, Preliminary Amdt. and an After-Final Amendment for Application No. 10/807,582. <u>Please confirm this filing by facsimile.</u> Thanks. Fred Zimmerman Reg. No. 48,747 NAVSEA-Indian Head Division Associate Counsel-HP 301-744-5603 This communication (along with any attachment) may be privileged as attorney work product under attorney-client communication or may be protected by another privilege recognized under the law. Do not distribute, forward, or release without the prior approval of the sender. In addition, this communication may contain individually identifiable information the disclosure of which, to any person or agency not entitled to receive it, is or may be prohibited by the Privacy Act, 5 U.S.C. § 552a. Improper disclosure of protected information could result in civil action or criminal prosecution. It is intended for access and use only by the addressee named above. If you have received this transmission in error, please call (301) 744-5603, immediately.					

PAGE 1/1 * RCVD AT 8/17/2009 3:20:49 PM [Eastern Daylight Time] * SVR:USPTO-EFAX-5/27 * DNIS:2738300 * CSID:3017444423 * DURATION (mm-ss):03:58